IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 5TH DECEMBER 2006 / 14TH AGRAHAYANA 1928

WP(C).No. 18354 of 2005(I)

PETITIONER:

P. SUDARASANAN, AGED 32 YEARS,
S/O. PURUSHAN, LICENSEE, TODDY SHOP NO.II,
KALPETTA, KALPETTA EXCISE RANGE,
WAYANAD DISTRICT.

BY ADV. SRI.K.S.HARIHARAPUTHRAN
SRI.GEORGE MATHEW

RESPONDENTS:
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1. THE EXCISE COMMISSIONER,
THIRUVANANTHAPURAM.

2. ASSISTANT EXCISE COMMISSIONER
WAYANAD.

3. CIRCLE INSPECTOR OF EXCISE,
KALPETTA.

4. GEORGE T. JOSEPH,
THOTTUMURIKKAL HOUSE, KODENCHERRY P.O.,
THAMARASSERY.

BY GOVERNMENT PLEADER SRI.NOBLE MATHEW

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS EXHIBITS:

EXT.P1: COPY OF LICENCE ISSUED BY THE 2ND RESPONDENT.

EXT.P2: COPY OF THE PROCEEDINGS OF THE COMMISSIONER OF EXCISE-IST RESPONDENT, NO.XA3-29376/04 (13) DATED 2.5.2005.

EXT.P3: COPY OF THE REPRESENTATION DTD.10.5.2005 SUBMITTED BY THE PETITIONER BEFORE THE IST RESPONDENT.

TRUE COPY

P.A.TO JUDGE.

K.S.RADHAKRISHNAN & M.N.KRISHNAN,JJ

W.P.(C).No.18354 OF 2005

DATED THIS THE 5TH DECEMBER, 2006

JUDGMENT

K.S.RADHAKRISHNAN,J

This Writ Petition is allowed in the light of the decision of the Supreme Court in **Kerala Samsthana Chethu Thozhilali Union Vs. State of Kerala [2006 (2) KLT 270 (SC)].**

K.S.RADHAKRISHNAN,JUDGE.

M.N.KRISHNAN,JUDGE.

dvs